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Docket No. 99-111CIP1

PATENT

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BY: Ernest S. Sady

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Boussie et al.

Serial No.: 09/854,128

Filed: 5/10/2001

For: Polymer Libraries on Substrate,  
Method of Forming Polymer  
Libraries on a Substrate and  
Characterization Methods with  
Same

Group Art Unit: unknown

Examiner: Not Yet Assigned

Assistant Commissioner for Patents  
Washington, D.C. 20231

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MAR 26 2002  
OFFICE OF PETITIONS

PETITION PURSUANT TO 37 C.F.R. § 1.53(b)  
RESPONSE TO "NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION"

Dear Sir:

This is in response to the NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION mailed on February 01, 2002 (copy of Notice enclosed) in the above-identified application. This notice states that the application was deposited without drawings on May 10, 2001. Applicants do not dispute that notice; however, Applicants reply as follows:

Applicants assert that the omitted figures, Figure 1 and Figure 2, are not necessary for a filing date of May 10, 2001. The filing date is proper and Figure 1 and Figure 2 should be accepted now because this application claims the benefit of previously filed U. S. Non Provisional Patent Application 09/567,598 filed May 10, 2000. The previously filed application contained Figure 1 and Figure 2. In the

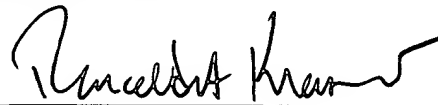
Adjustment date: 04/15/2002 AKELLEY  
03/06/2002 SDENB081 00000029 500496 09854128  
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application claims the benefit under 35 U.S.C. §120 and is a continuation-in-part of co-pending U.S. Patent Application No. 09/567,598, filed May 10, 2000, which claims the benefit of U.S. Patent Application No. 09/156,827 filed September 18, 1998, both of which are incorporated herein by reference." Therefore, Figure 1 and Figure 2 have been incorporated by reference into the current specification. Also, the contents of Figure 1 is described in detail on page 20, paragraph [0068] and Figure 2 is described in detail on page 22, paragraph [0073] of the specification. Thus, the subject matter is complete without the actual figure and there will be no new matter from accepting the figure now. Therefore, Figure 1 and Figure 2 (the drawings) should be accepted and this application should be accorded the original filing date of May 10, 2001.

Applicants respectfully request the acceptance of Figure 1 and Figure 2 at this time and that the current application be accorded the original filing date of May 10, 2001. Applicants are submitting herewith a Preliminary Amendment to add Figures 1 and 2 to this application based on the above remarks.

The Commissioner is hereby authorized to charge payment of the \$130.00 petition fee required under 37 C.F.R. § 1.17, in connection with the paper(s) transmitted herewith, or credit any overpayment of same, to Deposit Account No. 50-0496 or any other additional charges which may be incurred.

Respectfully Submitted,



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Date: 2-12-02

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